

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

J-SQUARED TECHNOLOGIES, INC., a)	
Canadian corporation, and J-SQUARE)	
TECHNOLOGIES (OREGON) INC., an)	
Oregon corporation,)	
)	
Plaintiffs,)	
v.)	C.A. No. 04-CV-960-SLR
MOTOROLA, INC., a Delaware corporation.)	
Defendant.)	

**EXHIBIT K TO
MOTOROLA'S RESPONSE TO PLAINTIFFS'
MOTION TO AMEND**

YOUNG CONAWAY STARGATT & TAYLOR, LLP

/s/ William W. Bowser

William W. Bowser (Bar I.D. 2239)

The Brandywine Building, 17th Floor

1000 West Street

Wilmington, Delaware 19801

Telephone: (302) 571-6601; Facsimile: (302) 576-3282

wbowser@ycst.com

OF COUNSEL:

Randy Papetti, Cory A. Talbot, Emily S. Cates

Lewis and Roca LLP

40 N. Central Avenue

Phoenix, Arizona 85004

Telephone: (602) 262-5311

Attorneys for Defendant

1 Volume: I
2 Pages: 1 - 268
3 Exhibits: 110

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7 J-SQUARED TECHNOLOGIES, INC.,
8 a Canadian corporation and

9
10 J-SQUARED TECHNOLOGIES (OREGON)
11 INC., an Oregon corporation,

12 Plaintiffs,

13 v.

14 MOTOROLA, INC., a Delaware corporation,
15 Defendant.

16 -----x

17 VIDEOTAPED DEPOSITION of KEVIN PARSLOW, a
18 witness called for examination by the
19 Plaintiffs, taken pursuant to the Applicable
20 Provisions of the Delaware Rules of Civil
21 Procedure, before Laurie K. Langer, Registered
22 Professional Reporter and Notary Public in and
23 for the Commonwealth of Massachusetts, at the
24 offices of Bingham McCutchen, LLP, 150 Federal

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1 Q. And I guess based on, I guess, that longwinded
2 answer you just provided me, you, you're
3 communicating to me that you weren't astonished
4 at all that you weren't copied on these e-mails,
5 that doesn't shock you?

6 A. No.

7 Q. As a matter of fact, I think it would be your
8 expectation that you would not be copied on
9 them?

10 A. Unless I was expecting an action or I asked
11 people to confirm a date or something that
12 happened, and the only reason I would do that
13 was if I had experience of people not carrying
14 out instructions, then, no, I would not expect
15 to do it. David Bensted was not one of my
16 employees.

17 Q. This is -- obviously, you talked about the fact
18 that you covered a lot of different bases there
19 with Motorola and whatnot; a directive to put
20 the manufacturers reps contracts on hold, I
21 mean, that would have been a significant
22 decision on your part, would it not have been?

23 A. I would say that's just something in the general
24 operation for business. I mean, at this time I

1 can't recall how many rep contracts we had
2 signed. This is April 2003. I don't know how
3 many we had signed. If you remember we talked
4 earlier on that probably February, I can't
5 remember now, February 2003 was about the time I
6 started to take hold, I was probably doing some
7 level of due diligence on where we were. So I
8 wouldn't think it's anything dramatic here.

9 Q. Okay. Well, you had said that at least by
10 January 14, '03 you were in the director's
11 position?

12 A. Right.

13 Q. Because that would be consistent with this
14 previous e-mail --

15 A. Right.

16 Q. -- that was dated on that date?

17 A. Okay.

18 Q. Do you want to clarify your answer?

19 A. Well, no, I'm not entirely sure; can you repeat
20 your question.

21 Q. I was -- actually, your answer was that this was
22 part of, that this was consistent with your just
23 getting involved with this piece of the --

24 A. No, I was speculating that was the case. What I